

STATE OF NEW YORK

7591

IN SENATE

January 29, 2020

Introduced by Sen. HELMING -- read twice and ordered printed, and when printed to be committed to the Committee on Cultural Affairs, Tourism, Parks and Recreation

AN ACT providing for the transfer of Onanda Park from the department of environmental conservation to the town of Canandaigua

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subject to the provisions of this act but notwithstanding
2 any other provisions of law to the contrary, the commissioner of the
3 department of environmental conservation is hereby authorized to trans-
4 fer and convey to the town of Canandaigua, in consideration of one
5 dollar and upon such other terms and consideration as the commissioner
6 of the department of environmental conservation may deem appropriate,
7 the state lands, and any and all buildings and improvements thereon,
8 known as Onanda Park, located in the town of Canandaigua, county of
9 Ontario, and which are described more particularly in section two of
10 this act.

11 § 2. The lands authorized by section one of this act to be transferred
12 and conveyed are as follows:

13 ALL THAT TRACT OR PARCEL OF LAND situate in the town of Canandaigua,
14 county of Ontario and state of New York, being part of town lot number 4
15 of the academy tract in township number 9 in the third range of town-
16 ships in said county and being more particularly bounded and described
17 as follows:

18 BEGINNING in the southeasterly right of way line of West Lake Road
19 (County Road Number 16) at an angle or jog in said right of way line and
20 at its intersection with the northerly line of premises conveyed to the
21 Young Women's Christian Association of Rochester, NY by deed recorded in
22 the Ontario County Clerk's office in liber 312 of deeds, page 58; thence
23 (1) south 81° 46' 46" East, along said northerly line of the aforesaid
24 premises and along said jog in the southeasterly right-of-way line of
25 said road, a distance of 9.26 feet to a point in the southeasterly
26 right-of-way line of that portion of West Lake Road extending towards
27 the north; thence (2) South 81° 06' 20" East, along said northerly line

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 of the aforementioned premises, a distance of 544.23 feet, more or less,
2 to the shoreline or waters of Canandaigua lake; thence (3) generally
3 southerly or southwesterly along the shoreline or waters of Canandaigua
4 lake a distance of 670.98 feet, more or less, to the southerly or south-
5 westerly line of the aforesaid premises conveyed by deed recorded in
6 said clerk's office in liber 312 of deeds, page 58, at a point in an
7 existing break wall; thence (4) North 62° 46' 29" West, along said
8 southwesterly line of the aforesaid premises, a distance of 585.66 feet
9 to an intersection with the southeasterly right-of-way line of West Lake
10 Road and generally opposite the intersection of said road with the
11 right-of-way of Barnes Road extending to the northwest; thence (5)
12 generally northeasterly along said southeasterly right of way line of
13 West Lake Road on a circular arc of a curve to the right with a radius
14 of 5,704.83 feet an arc distance of 255.69 feet to a point in said right
15 of way line; thence (6) northeasterly along said right-of-way line meas-
16 ured on a bearing of North 35° 16' 48" East a distance of 157.13 feet to
17 the point or place of beginning, being 7.079 acres of land, more or
18 less.

19 § 3. The description in section two of this act of the land to be
20 conveyed is not intended to be a legal description but is intended to
21 identify the parcel to be conveyed. As a condition of the purchase, the
22 town of Canandaigua may submit to the commissioner of general services
23 and New York state attorney general, for his or her approval, an accu-
24 rate survey and description of the lands to be conveyed, which may be
25 used in the conveyance thereof.

26 § 4. The department of environmental conservation shall not transfer
27 or convey the aforesaid land unless application in a form acceptable to
28 such department is made thereto by the town of Canandaigua within one
29 year after the effective date of this act.

30 § 5. Any lands transferred pursuant to this act shall be used and
31 maintained by the town of Canandaigua for park purposes similar to
32 current uses, and shall be open and accessible to the general public. In
33 the event the town of Canandaigua ceases to use the property, or any
34 portion thereof, transferred pursuant to this act for park purposes,
35 title to the lands so transferred shall revert to the state of New York.

36 § 6. This act shall take effect immediately.